



# MARYLAND DEPARTMENT OF THE ENVIRONMENT

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## MEMORANDUM

**TO:** Chairwoman Conway  
Members of Senate Education, Health, and Environmental Affairs Committee

**FROM:** Lisa Nissley *LN*

**SUBJ:** SB184: Environment–Brominated Flame Retardants–Decabrominated Diphenyl Ether-  
Prohibition

**DATE:** March 3, 2009

In its fiscal note response to the Department of Legislative Services, MDE (MDE or the Department) requested 4 positions (one environmental compliance specialist, one outreach specialist, one database specialist, and one data entry operator). However, upon closer review of the legislation MDE would like to amend the fiscal impact the legislation will have on the Department.

The Department will be guided in enforcement by “grounds for suspecting...[a] violation” e.g., a report that there may be a problem, rather than a need to proactively provide for inspections or chemical analyses for the BDEs, and that the person responsible for the manufacture, sale or distribution of the product would need to provide certification that it is compliant with the requirements.

With a better understanding of the requirements of the sections referenced above, the fiscal impact can be reduced to retain only the listed outreach specialist; the three other positions originally requested can be dropped from the note.

Cc: Senator Mike Lenett  
Heather Barthel, MDE  
Lisa Nissley, MDE  
Richard Eskin, Science Services, MDE  
Thomas Thornton, MDE  
Evan Issacson, DLS

